



Burns, Doane, Swecker & Mathis, L.L.P.
Suite 500
1737 King Street
Alexandria, Virginia 22314-2727
Telephone: +1.703.836.6620
Group 3 Fax: +1.703.836.2021
Group 4 Fax: +1.703.836.0028
www.burnsdoane.com

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Date: September 21, 2004

TO: Examiner Ortiz Rodriguez

Fax Number: 703 872-9306

Company: USPTO

Telephone:

A handwritten signature in dark ink, appearing to read "George F. Lesmes", is written over the printed name.

Your Reference:

FROM: George F. Lesmes

Telephone: 703.838.6683

Our Reference: 000348-280

Sent By: Peggy

Number of Pages 12
Including Cover:

Re: U.S. Patent Application No 09/921,786

Message

Patent
Attorney Docket No. 000348-280

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAIL STOP AMENDMENT

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SEP 21 2004

In re Patent Application of

Bernard Drevillon et al.

Application No.: 09/921,786

Filing Date: August 6, 2001

Group Art Unit: 2125

Examiner: CARLOS R ORTIZ RODRIGUEZ

Confirmation No.: 7374

Title: METHOD FOR REAL-TIME CONTROL OF THE FABRICATION OF A THIN-FILM STRUCTURE BY ELLIPSOMETRIC MEASUREMENTS

AMENDMENT/REPLY TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

☐ A Petition for Extension of Time is also enclosed.

☐ Terminal Disclaimer(s) and the ☐ \$55.00 (2814) ☐ \$110.00 (1814) fee per Disclaimer due under 37 C.F.R. § 1.20(d) are also enclosed.

☐ Also enclosed is/are _____

☐ Small entity status is hereby claimed.

☐ Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the ☐ \$385.00 (2801) ☐ \$770.00 (1801) fee due under 37 C.F.R. § 1.17(e).

☐ Applicant(s) requests that any previously unentered after final amendments not be entered. Continued examination is requested based on the enclosed documents identified above.

☐ Applicant(s) previously submitted _____

on _____
for which continued examination is requested.

☐ Applicant(s) requests suspension of action by the Office until at least _____ which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.

☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also enclosed.

BURNS DOANE
BURNS DOANE SWICKER & MATTHEW LLP
INTELLECTUAL PROPERTY LAW

AMENDMENT/REPLY TRANSMITTAL LETTER

Page 1 of 2
(8/04)

Attorney Docket No. 000348-280

Application No. 09/921,786

- ☒ No additional claim fee is required.
- ☐ An additional claim fee is required, and is calculated as shown below.

| AMENDED CLAIMS | | | | | |
|--|---------------|---|--------------|--------------------|----------------|
| | No. of Claims | Highest No. of Claims Previously Paid For | Extra Claims | Rate | Additional Fee |
| Total Claims | 33 | MINUS 33 = | 0 | x \$18.00 (1202) = | \$ 0.00 |
| Independent Claims | 1 | MINUS 3 = | 0 | x \$86.00 (1201) = | \$ 0.00 |
| If Amendment adds multiple dependent claims, add \$290.00 (1203) | | | | | |
| Total Claim Amendment Fee | | | | | \$ 0.00 |
| <input type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Claim Amendment Fee | | | | | \$ 0.00 |
| TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT | | | | | \$ 0.00 |

- ☐ A check in the amount of _____ is enclosed for the fee due.
- ☐ Charge _____ to Deposit Account No. 02-4800.
- ☐ Charge _____ to credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

Date: September 21, 2004

By

George F. Lesmes

Registration No. 19,995

I hereby certify that this correspondence is being sent
by Facsimile Transmission to the Assistant
Commissioner For Patents, P.O. Box 1450,
Alexandria, VA 22313-1450 on:

Date: September 21, 2004

Name: Peggy White

(Typed or printed name of person signing the certificate)

Sign: Peggy White

(Signature of person signing the certificate)

BURNS DOANE
BURNS DOANE SWECKER & MATHIS LLP
INTELLECTUAL PROPERTY LAW

AMENDMENT/REPLY TRANSMITTAL LETTER 9/21/04
(Date of Signature)

Page 2 of 2

Patent
Attorney's Docket No. 000348-280

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Bernard Drevillon et al.

Application No.: 09/921,786

Filed: August 6, 2001

For: METHOD FOR REAL-TIME
CONTROL OF THE FABRICATION
OF A THIN-FILM STRUCTURE BY
ELLIPSOMETRIC
MEASUREMENTS

) VIA FACSIMILE

) (703) 872-9306

) Group Art Unit: 2125

) Examiner: CARLOS R ORTIZ
) RODRIGUEZ

) Confirmation No.: 7374

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SUPPLEMENTAL AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to a telephone interview conducted with Examiner Rodriguez on
September 16, 2004, please amend the above-identified patent application as
follows: